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08 JUL 16 PM 3:15

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY: eu DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

June 2008 Grand Jury **08 CR 2346 BEN**

UNITED STATES OF AMERICA,)	Criminal Case No. _____
)	
Plaintiff,)	<u>I N D I C T M E N T</u>
)	
v.)	Title 8, U.S.C., Secs. 1326(a)
)	and (b) - Attempted Entry After
AUGUSTIN SOLTERO-FONSECA,)	Deportation
)	
Defendant.)	
)	

The grand jury charges:

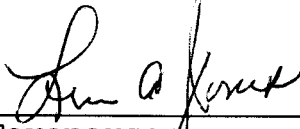
On or about December 8, 2007, within the Southern District of California, defendant AUGUSTIN SOLTERO-FONSECA, an alien, knowingly and intentionally attempted to enter the United States of America with the purpose, i.e., conscious desire, to enter the United States without the express consent of the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, after having been previously excluded, deported and removed from the United States to Mexico, and not having obtained said express consent to reapply for admission thereto; and committed an overt act to wit, crossing the border from Mexico into the United States, that was a substantial step toward committing the offense, all in violation of Title 8, United States Code, Sections 1326(a) and (b).

CEM:em:San Diego
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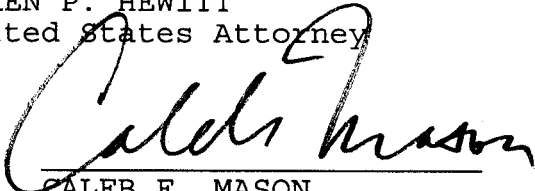
1 It is further alleged that defendant AUGUSTIN SOLTERO-FONSECA was
2 removed from the United States subsequent to March 17, 2003.

3 DATED: July 16, 2008.

4 A TRUE BILL:

5 
6 _____
7 Foreperson

8 KAREN P. HEWITT
9 United States Attorney

10 By: 
11 CALEB E. MASON
12 Assistant U.S. Attorney
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